

**MINUTES OF THE GOVERNING BOARD
OF THE MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT
VICTORVILLE, CALIFORNIA**

AGENDA ITEM #8

DATE: March 26, 2018

RECOMMENDATION: Set date of April 23, 2018 to conduct a public hearing to consider the adoption of *the Federal Negative Declarations for Two Control Techniques Guidelines Source Categories* and approval of CEQA documentation.

SUMMARY: The adoption of the *Federal Negative Declarations for Two Control Techniques Guidelines Source Categories* is necessary because for those source categories not represented within the area designated non-attainment for ozone, the United States Environmental Protection Agency (USEPA) requires the submission of a Federal Negative Declaration (FND) certifying that those sources are not present.

CONFLICT OF INTEREST: None

BACKGROUND: The Federal Clean Air Act (FCAA) requires areas designated non-attainment and classified moderate and above to implement Reasonably Available Control Technology (RACT) for sources subject to Control Techniques Guidelines (CTG) documents issued by the United States Environmental Protection Agency (USEPA) for "major sources" of volatile organic compounds (VOCs) and oxides of nitrogen (NO_x) which are ozone precursors. Effective May 27, 2008 (73 FR 16436, March 27, 2008), USEPA lowered the primary ozone National Ambient Air Quality Standard (NAAQS) from 0.084 parts per million (ppm) to 0.075 ppm. For purposes of the FCAA, portions of the District have been designated non-attainment for ozone and classified as Severe-15 for the new 0.075 ppm 8-hour standard. As a result of the shift to the 0.075 ppm standard, the District is required to update rules to meet RACT requirements. For those CTG source categories not represented within the area designated non-attainment for ozone, USEPA requires the submission of a Federal Negative Declaration (FND) certifying that those sources are not present. These "Federal Negative Declarations" are different from the Negative Declarations associated with the California Environmental Quality Act (CEQA). Instead, these FNDs, once adopted by the Governing Board, will serve as official certification to the USEPA that there are stationary sources or emitting facilities in these categories located within the area designated as non-attainment for ozone within the MDAQMD. There are no emission

I, Deanna Hernandez
CUSTODIAN OF RECORDS OF MOJAVE DESERT AIR
QUALITY MANAGEMENT DISTRICT, HEREBY CERTIFY
THE FOREGOING TO BE A FULL, TRUE AND CORRECT
COPY OF THE RECORD OF THE ACTION AS THE SAME
APPEARS IN THE OFFICIAL MINUTES OF SAID
GOVERNING BOARD MEETING

MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT.

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reductions associated with this action because it does not change any existing rules or regulations.

A Notice of Exemption, Categorical Exemption (Class 8; 14 Cal. Code Reg. §15308) will be prepared by the MDAQMD to meet the requirements of CEQA.

REASON FOR RECOMMENDATION: 42 U.S.C. §7410(l) (FCAA §110(l)) requires that all SIP revisions be adopted after public notice and hearing.

REVIEW BY OTHERS: This item was reviewed by Karen Nowak, District Counsel as to legal form and by Alan De Salvio, Deputy Director – Mojave Desert Operations on or about March 12, 2018.

FINANCIAL DATA: No increase in appropriation is anticipated.

PRESENTER: Alan De Salvio, Deputy Director – Mojave Desert Operations.

ACTION OF THE GOVERNING BOARD

SET DATE (APPROVED)

Upon Motion by **ROBERT LOVINGOOD**, Seconded by **BARB STANTON**, as approved by the following roll call vote:

Ayes: **9** **COLE, COX, DECONINCK, HERNANDEZ, LEONE,
LOVINGOOD, PEREZ, STANTON, WILLIAMS**

Noes:

Absent: **4** **CAMARGO, RAMOS, RIORDAN, RUSS**

Abstain:

Vacant:

DEANNA HERNANDEZ, SENIOR EXECUTIVE ANALYST

BY _____

Dated: March 26, 2018